

**JUN 15 2006**

**NOT FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS**

**CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS**

**FOR THE NINTH CIRCUIT**

NORMAN HUBBS,

Plaintiff - Appellant,

v.

STEVEN MAYBERG, Director of the  
California Dept of Mental Health,

Defendant - Appellee.

No. 06-15029

D.C. No. CV-04-02256-  
GEB/DAD

MEMORANDUM<sup>\*</sup>

Appeal from the United States District Court  
for the Eastern District of California  
Garland E. Burrell, Jr., District Judge, Presiding

Submitted June 5, 2006 <sup>\*\*</sup>

Before: CANBY, T.G. NELSON and KLEINFELD, Circuit Judges.

The court's March 17, 2006 and May 1, 2006 orders directing appellant to complete and return an authorization form are vacated. Appellant is civilly committed and is therefore not required to comply with 28 U.S.C. § 1915(b). *See*

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<sup>\*</sup> This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

<sup>\*\*</sup> This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

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*Page v. Torrey*, 201 F.3d 1136 (9th Cir. 2000). Appellant's in forma pauperis status continues in this court.

Upon review of the record and appellant's opening brief, this court hereby summarily affirms the district court's order denying appellant's motion for preliminary injunctive relief. *See United States v. Hooton*, 693 F.2d 857 (9th Cir. 1982) (per curiam) (summary affirmance appropriate where result is clear from face of record).

**AFFIRMED.**